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UNITED BEHAVIORAL HEALTH

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BARBARA BEACH, on her own behalf and on
behalf of her minor daughter and all others
similarly situated, et al.,

Plaintiffs,

v.

UNITED BEHAVIORAL HEALTH,
Defendant.

Case No. 3:21-cv-08612-RS

**DECLARATION OF NGOC HAN S.
NGUYEN IN SUPPORT OF
DEFENDANT'S MOTION TO DISMISS**

Date: February 6, 2025
Time: 1:30 p.m.
Courtroom: 3, 17th Floor
Judge: Hon. Richard Seeborg

1 I, Ngoc Han S. Nguyen, hereby declare:

2 1. I am a Legal Services Consultant for Optum, Inc. I have personal knowledge of
3 the facts stated herein, and if called as a witness, could and would testify competently thereto.

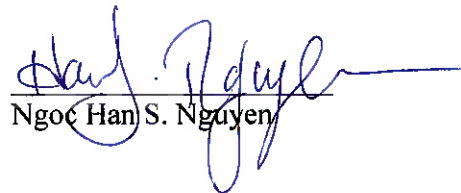
4 2. As a Legal Services Consultant, my role includes providing support for United
5 Behavioral Health's ("UBH") regarding the legal matters that involve UBH. In my role, I
6 conduct operational research and analysis as well as document retrieval for UBH matters. In
7 performing that work, I have become familiar with the record-keeping of UBH and certain of its
8 affiliated companies.

9 3. According to UBH's records, for the calendar year 2019, Plaintiff Barbara Beach
10 and her dependent child were enrolled in a self-funded health benefit plan to which UBH offered
11 claims administration services for behavioral health benefits (the "Beach Plan"). The Summary
12 Plan Description ("SPD") for the Beach Plan sets forth the terms of the self-funded Beach Plan
13 administered by UBH.

14 4. Attached hereto as Exhibit A is a redacted version of a true and correct copy of the
15 SPD for the Beach Plan effective January 1, 2019. To preserve member confidentiality, portions
16 of the Beach Plan reflected in Exhibit A have been redacted to remove limited information that
17 would identify the employer who sponsored the Beach Plan. I am informed and understand that
18 the identity of the employer who sponsored the Beach Plan is known to Plaintiff Barbara Beach,
19 but is otherwise immaterial to any issue raised by UBH's motion to dismiss, in support of which I
20 provide this declaration.

21 I declare under penalty of perjury that the foregoing is true and correct.

22 Executed on this 1 day of November, 2023, at Eden Prairie, MN.

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25 Ngoc Han S. Nguyen
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